

ESTTA Tracking number: **ESTTA91759**

Filing date: **07/26/2006**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92040092
Party	Defendant KAPALUA STRICKWAREN GMBH  SPORTALLEE 54B D-22335 HAMBURG DEX, CA 91311
Correspondence Address	Joseph F. Schmidt Michael Best & Friedrich LLP 401 N. Michigan Avenue Suite 1900 Chicago, IL 60611 UNITED STATES chiipdocket@michaelbest.com, jfschmidt@michaelbest.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Joseph F. Schmidt
Filer's e-mail	chiipdocket@michaelbest.com, jfschmidt@michaelbest.com
Signature	/joseph f. schmidt/
Date	07/26/2006
Attachments	c0676247.pdf ( 3 pages )(47598 bytes )

**BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

KAPALUA LAND CO., LTD.	)	
	)	
Petitioner,	)	
	)	
v.	)	Cancellation No. 92/040,092
	)	
KAPALUA STRICKENWAREN	)	Reg. Nos. 2,016,976 and 2,115,124
GmbH Ltd.,	)	
	)	
Respondent.	)	

**AGREED MOTION FOR EXTENSION OF TIME  
FOR RESPONDENT TO FILE BRIEF IN RESPONSE TO  
PETITIONER'S MOTION FOR SUMMARY JUDGMENT**

Pursuant to Rule 2.127(e)(1), the parties hereby stipulate and agree that the time for Respondent to file its brief in response to Petitioner's Motion for Summary Judgment be extended one (1) week from August 1, 2006 to August 8, 2006.

The grounds for this motion are that Respondent has been diligently searching for documents to support its opposition to Petitioner's Motion For Summary Judgment, and is still in the process of locating and identifying documents. Moreover, Respondent's U.S. counsel is exchanging drafts of declarations with Respondent's lead counsel in Germany, who in turn, is exchanging drafts with Respondent, also located in Germany. The additional time is needed to allow sufficient time for the declarations to be revised and verified.

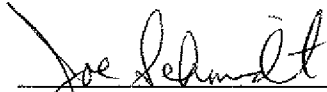
This motion is not made to delay.

Petitioner's counsel, Mack Webner, agreed to this motion in a telephone conference with the undersigned on July 26, 2006.

For the foregoing reasons, this agreed motion should be granted.

Dated: July 26, 2006

By:

  
\_\_\_\_\_  
Joseph F. Schmidt, Esq.  
Gretchen M. Hosty, Esq.

**MICHAEL BEST & FRIEDRICH LLP**

Two Prudential Plaza

180 North Stetson

Suite 2000

Chicago, IL 60601

(312) 661-2100

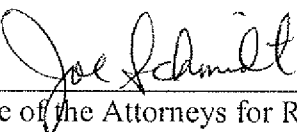
(312) 222-0818 (fax)

Attorneys for Respondent

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of **AGREED MOTION FOR EXTENSION OF TIME FOR RESPONDENT TO FILE BRIEF IN RESPONSE TO PETITIONER'S MOTION FOR SUMMARY JUDGMENT** was served via facsimile and by first class mail, postage pre-paid, on this 26<sup>th</sup> day of July 2006 upon:

W. Mack Webner  
Leigh Ann Lindquist  
SUGHRUE, MION, PLLC  
2100 Pennsylvania Avenue, N.W.  
Washington, D.C. 20037-3202  
Fax: 202-293-7860

  
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One of the Attorneys for Respondent